

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, DECEMBER 12, 1994**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 5:37 p.m. on Monday, December 12, 1994, with Councillor SerVaas presiding.

Councillor SerVaas led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty Adams, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Curry introduced Joyce Sommers, Executive Director, Indianapolis Arts Center, Inc. Councillor Coughenour introduced Jerry Cosby, Editor, *The Spotlight*. Councillor Williams introduced April Sparks, an eighth grader at IPS Key Renaissance Middle School. Councillor Beadling introduced Dr. Percy Clark, Superintendent, Lawrence Township Schools; Dr. Duane Hodgins, Assistant Superintendent; Dr. Phil Lambert, Assistant Superintendent; Dr. Jerry Thacker, Assistant Superintendent and Director of Elementary Education; and Susan Brash, Principal, Amy Beverland Elementary School, and her husband, Rick Brash.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLIDWASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, December 12, 1994, at 5:30 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
President, City-County Council

November 29, 1994

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, December 1, 1994, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 605, 606, 607, 610, 611, 635, 674, 675, and 676, 1994, to be held on Monday, December 12, 1994, at 5:30 p.m., in the City-County Building.

Respectfully,
s/Suellen Hart
Clerk of the City-County Council

December 1, 1994

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinances and resolutions:

GENERAL ORDINANCE NO. 161, 1994 - amending the Revised Code to terminate the Public Housing Division as a division of the Department of Metropolitan Development and establish a new Public Housing Agency

GENERAL ORDINANCE NO. 162, 1994 - amending the Rules of Council with respect to public hearings on requests for additional appropriations

GENERAL ORDINANCE NO. 163, 1994 - amending the Code by changing the provision of solid waste collection and disposal services for multi-family residences

FISCAL ORDINANCE NO. 102, 1994 - an appropriation from the State and Federal Grants Fund in the amount of \$44,830 for the continued operation of the Victim Assistance Program for the County Sheriff financed by a state grant

FISCAL ORDINANCE NO. 103, 1994 - an appropriation from the State and Federal Grants Fund in the amount of \$22,119 for the continued operation of the Child Abuse Intervention Program for the County Sheriff financed by a state grant

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FISCAL ORDINANCE NO. 104, 1994 - an appropriation from the State and Federal Grants Fund in the amount of \$365,000 to pay for the continuation of a comprehensive traffic safety program in Marion County for the Prosecuting Attorney financed by a federal grant

FISCAL ORDINANCE NO. 105, 1994 - an appropriation from the State and Federal Grants Fund in the amount of \$122,759 for the continuation of the Victim Witness Program through the Prosecuting Attorney financed by a state grant

FISCAL ORDINANCE NO. 106, 1994 - an appropriation from the State and Federal Grants Fund in the amount of \$28,454 to pay for the continuation of Salvation Army's Domestic Violence Program through the Prosecuting Attorney financed by a state grant

FISCAL ORDINANCE NO. 107, 1994 - an appropriation from the State and Federal Grants Fund in the amount of \$7,385 for the continuation of Adult Protective Services through the Prosecuting Attorney financed by a state grant

FISCAL ORDINANCE NO. 108, 1994 - an appropriation from the State and Federal Grants Fund in the amount of \$109,094 to study sentencing alternatives for drunk drivers for the Prosecuting Attorney financed by a state grant

FISCAL ORDINANCE NO. 109, 1994 - an appropriation from the State and Federal Grants Fund in the amount of \$521,656 for the Community Corrections Agency financed by a state grant for home detention services for the Juvenile Division of the Superior Court

FISCAL ORDINANCE NO. 110, 1994 - authorizing tax anticipation borrowing for the City during the period from January 1, 1995 through December 31, 1995

FISCAL ORDINANCE NO. 111, 1994 - authorizing tax anticipation borrowing for the County General Fund and the County Family and Children Fund during the period from January 1, 1995 through December 31, 1995

FISCAL ORDINANCE NO. 112, 1994 - approves reductions in proposed expenditures since the adoption of the 1994 City-County Annual Budget in the amount of \$2,092,292

FISCAL ORDINANCE NO. 114, 1994 - an appropriation from the Property Reassessment Fund in the amount of \$8,107 for the Washington Township Assessor to place funds in the correct character for anticipated expenditures financed by transferring other appropriations for that agency

FISCAL ORDINANCE NO. 115, 1994 - an appropriation from the HUD Section 8 Special Revenue Fund in the amount of \$205,000 for the Department of Metropolitan Development, Public Housing Division, to hire additional staff and to purchase the necessary office equipment financed by transferring other appropriations for that division

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 3, 1994 - approves reductions in proposed expenditures since the adoption of the 1994 Police Special Service District Annual Budget in the amount of \$990,955

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 3, 1994 - approves reductions in proposed expenditures since the adoption of the 1994 Fire Special Service District Annual Budget in the amount of \$330,914

SPECIAL RESOLUTION NO. 79, 1994 - recognizing the public service of David S. Gilman

SPECIAL RESOLUTION NO. 80, 1994 - commending and honoring Chief of Police James D. Toler for his commitment to duty and his service to the citizens of Indianapolis and the nation

SPECIAL RESOLUTION NO. 81, 1994 - recognizing Faye I. Mowery

SPECIAL RESOLUTION NO. 82, 1994 - approving an amendment to the public lighting contract between the Indianapolis Power & Light Company and the City

Respectfully,
s/Stephen Goldsmith, Mayor

December 9, 1994

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinance:

GENERAL ORDINANCE NO. 160, 1994 - recodifying and amending the Code, Article II, Administration and Enforcement, Chapter 8, Buildings and Construction

Respectfully,
s/Stephen Goldsmith, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

The President called for additions or corrections to the Journal of November 28, 1994. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 699, 1994. This proposal, sponsored by Councillor Beadling, recognizes Indiana's Elementary Principal of the Year, Susan K. Brash. Councillor Beadling read the resolution and presented a copy of the document to Susan K. Brash, who expressed appreciation for the recognition. Also present were Dr. Percy Clark, Superintendent of Lawrence Township Schools; Dr. Duane Hodgin, Assistant Superintendent; Dr. Phil Lambert, Assistant Superintendent; Dr. Jerry Thacker, Assistant Superintendent and Director of Elementary Education; and Rick Brash. Councillor Beadling moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 699, 1994 was adopted by unanimous voice vote.

Proposal No. 699, 1994 was retitled SPECIAL RESOLUTION NO. 83, 1994 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 83, 1994

A SPECIAL RESOLUTION recognizing Indiana's Elementary Principal of the Year, Susan K. Brash.

WHEREAS, Susan K. Brash is the exemplary principal of Amy Beverland Elementary School in the Metropolitan School District of Lawrence Township; and

WHEREAS, she is a graduate of Indiana University and taught at Winamac, Indiana before coming to Lawrence Township in 1989 to shepherd the school of 900 students; and

WHEREAS, Mrs. Brash is known for her energy and enthusiasm, and has brought her contagious upbeat spirit to Amy Beverland School where students and staff are inspired to be their very best; and

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WHEREAS, the school has assembled an active school-business partnership with NBD Bank, Marsh Supermarkets, Bank One, the Shorewood Corporation and National City Bank; and

WHEREAS, Amy Beverland School was recognized by the federal government with the Blue Ribbon National Excellence in Education Award, and is Indiana's nominee for the Redbook Best Schools Award; and

WHEREAS, an example of Mrs. Brash's dedication to young people was when she gave the computer off her desk for a fourth grade classroom; and

WHEREAS, for her inspiration, dedication and tireless work for the children in her charge, Susan K. Brash was voted as Indiana's Elementary School Principal of the Year; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and commends Lawrence Township's Susan K. Brash -- Indiana's Elementary School Principal of the Year.

SECTION 2. In this era of bashing public education, Mrs. Brash, and many others like her, are daily going about their business in a very competent manner of preparing our young people for the future.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 700, 1994. This proposal, sponsored by Councillor Borst, commends Purdue University. Councillor Borst read the resolution and presented a copy of the document to Linda Carroll, Purdue Alumni Association, who expressed appreciation for the recognition. Councillor Borst moved, seconded by Councillor Black, for adoption. Proposal No. 700, 1994 was adopted by unanimous voice vote.

Proposal No. 700, 1994 was retitled SPECIAL RESOLUTION NO. 84, 1994 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 84, 1994

A SPECIAL RESOLUTION commending Purdue University.

WHEREAS, Purdue University, one of the nation's finest learning institutions, has produced outstanding Indiana citizens; and

WHEREAS, both the men's and women's Purdue Boilermaker basketball teams are the defending Big Ten Champions which is a first in the history of the Big Ten Conference; and

WHEREAS, both Purdue's academic and athletic successes will be showcased to Indianapolis-area fans at the Boilermaker BlockBuster, a doubleheader event at Market Square Arena on Saturday, December 17, 1994; and

WHEREAS, the week prior to the doubleheader, special events will be planned to instill Purdue Pride among the 31,000 Purdue alumni and the many Boilermaker fans in the Indianapolis area; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council welcomes Purdue University to Indianapolis during the week of December 12-17, 1994.

SECTION 2. The Council commends Purdue University for its international, national and local contributions in teaching, research, science and athletics.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 701, 1994. This proposal, sponsored by Councillor Franklin, recognizes powerlifter Krista Ford. Councillor Franklin read the resolution and presented a copy of the document to Krista Ford, who expressed appreciation for the recognition. Also present was Jesse Moore, Executive Assistant, Department of Parks & Recreation. Councillor Franklin moved, seconded by Councillor West, for adoption. Proposal No. 701, 1994 was adopted by unanimous voice vote.

Proposal No. 701, 1994 was retitled SPECIAL RESOLUTION NO. 85, 1994 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 85, 1994

A SPECIAL RESOLUTION recognizing powerlifter Krista Ford.

WHEREAS, Indianapolis powerlifter Krista Ford has achieved world class status and recognition in international competition and by *Powerlifting USA* Magazine; and

WHEREAS, after a powerlifting state championship in 1989, she set a new record at the Junior Nationals in the bench press for 235 pounds the next year, followed by three bench press world records in the 165 pound women's class the following year; and

WHEREAS, in 1992 she set still another world record in the Can-Am International Bench Press Champions in Quebec, Canada, and was invited to be a member of the U.S. Olympic Powerlifting Exhibition Team in Barcelona, Spain; and

WHEREAS, this year Krista earned first place in the WPA World Championships, and was a Gold Medal winner at the Goodwill Games in St. Petersburg, Russia; and

WHEREAS, she has bench pressed 270 pounds, deadlifted 451 pounds and squatted 418 pounds; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognized the skill, power and -- as an international goodwill director has written -- positive mental attitude of Indianapolis world class powerlifter Krista Ford.

SECTION 2. Krista Ford stands tall as an inspiration and as an example that talent, countless hours of hard work and focus can lead to the exclusive Thrill of Victory platform where only the very best may tread.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 695, 1994. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending Sec. 285-307 of the Revised Code concerning the distribution of enhanced access fees"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 696, 1994. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Comprehensive Zoning

Maps of Marion County by updating base maps #30, #33, #35 and #45"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 697, 1994. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE authorizing the Marion County Recorder to collect a reasonable fee for providing duplicate copies of computer tapes, computer disks, optical disks, microfilm, or similar media to the general public"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 698, 1994. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing multi-way stop at Dequincy Street and Walnut Street (District 15)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 702, 1994. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Sign Regulations of Marion County to comprehensively revise and update the regulation of signs within the County"; and the President referred it to the Metropolitan Development Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 687, 1994. Councillor Borst reported that the Economic Development Committee heard Proposal No. 687, 1994 on December 9, 1994. The proposal amends S.R. No. 78, 1994 by increasing the amount of the inducement resolution to an amount not to exceed \$8,200,000 for Post Pointe Partners, Ltd. for the acquisition, construction, renovation, installation and equipping of the existing 362 unit multifamily residential rental project known as Post Pointe Apartments located at 9027 East 39th Place, on approximately 21.63 acres of land; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, renovation, construction and installation of various site improvements at the facility. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Mullin, for adoption. Proposal No. 687, 1994 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

0 NAYS:

4 NOT VOTING: Beadling, Giffin, Jimison, Moriarty Adams

Proposal No. 687, 1994 was retitled SPECIAL RESOLUTION NO. 86, 1994 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 86, 1994

A SPECIAL RESOLUTION amending Special Resolution No. 78, 1994 and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or the proceeds of the revenue bond issue may be loaned to the company and said facilities directly owned by the company;

WHEREAS, Post Pointe Partners, Ltd., an Indiana limited partnership (the "Applicant") has previously advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the acquisition, construction, renovation, installation and equipping of the existing 362 unit multifamily residential rental project known as Post Pointe Apartments located at 9027 East 39th Place, Indianapolis, Indiana on approximately 21.63 acres of land; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, renovation, construction and installation of various site improvements at the facility (the "Project");

WHEREAS, the Issuer has previously adopted its City-County Special Resolution No. 78, 1994 (the "Inducement Resolution") on November 14, 1994 for an amount not to exceed Six Million Eight Hundred Thousand Dollars (\$6,800,000); and

WHEREAS, the Applicant has advised the Issuer that the cost of the Project has increased and is now estimated to be Eight Million Two Hundred Thousand Dollars (\$8,200,000) and the Applicant has requested that the Issuer amend the Inducement Resolution so that it will be in an amount not to exceed Eight Million Two Hundred Thousand Dollars (\$8,200,000).

WHEREAS, the diversification of industry and the retention of opportunities for gainful employment (nineteen (19) at the end of one year and three years plus the creation of a construction job payroll over the renovation period) and the creation of business opportunities to be achieved by the acquisition, construction, renovation, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, it appears at this time that the acquisition, construction, renovation, installation and equipping of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer;

WHEREAS, the Applicant intends to utilize Low Income Housing Tax Credits, if available, pursuant to Section 42 of the Internal Revenue Code of 1986, as amended or any successor section thereof in connection with the Project and the Indiana Housing Finance Authority; NOW, THEREFORE:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the retention and creation of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the retention and creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Eight Million Two Hundred Thousand Dollars (\$8,200,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, construction, renovation, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, construction, renovation, installation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to continue to proceed with the acquisition, construction, renovation, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires May 31, 1995, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this

inducement resolution; and (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of City-County Special Resolution No. 78, 1994, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition, construction, renovation, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to such date will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (TD 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

SECTION 5. The City-County Council recognizes that the Applicant intends to utilize Low Income Housing Tax Credits, if available, pursuant to Section 42 of the Internal Revenue Code of 1986, as amended, or any successor section thereof in connection with the financing of the Project with tax-exempt bonds.

SECTION 6. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 688-691, 1994. Councillor Borst discussed these proposals together. PROPOSAL NO. 688, 1994. The proposal amends S.R. No. 54, 1994 by extending the expiration date through June 30, 1995 for North American Laboratory Company, or a to-be-formed corporation, partnership or limited liability company, the shareholders, partners or members of which will be existing shareholders of North American Laboratory Company (Ronald H. Stern, Michael R. Oestreicher, Diana Oestreicher and Philip E. Himelstein) (District 9). PROPOSAL NO. 689, 1994. The proposal amends S.R. No. 124, 1991, as amended, by extending the expiration date for MTJ Enterprises, Inc. and ATF Automotive Group, Inc. through June 30, 1995 (District 16). PROPOSAL NO. 690, 1994. The proposal amends S.R. No. 84, 1990, as amended, by extending the expiration date for Meadows Revival, Inc. through June 30, 1995 (District 11). PROPOSAL NO. 691, 1994. The proposal amends S.R. No. 72, 1990, as amended, by extending the expiration date for Homeward Partners, Inc. through June 30, 1995 (Districts 16, 20). By 5-0 votes, the Committee reported Proposal Nos. 688, 689, and 691, 1994 to the Council with the recommendation that they do pass. By a 4-0-1 vote, the Committee reported Proposal No. 690, 1994 to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Jones, for adoption. Proposal Nos. 688-691, 1994 were adopted on the following roll call vote: viz:

23 YEAS: Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Gilmer, Golc. Gray, Hinkle, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, Williams

0 NAYS:

6 NOT VOTING: Beadling, Franklin, Giffin, Jimison, Moriarty Adams, West

Proposal No. 688, 1994 was retitled SPECIAL RESOLUTION NO. 87, 1994 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 87, 1994

A SPECIAL RESOLUTION amending City-County Special Resolution No. 72, 1990, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-II.9 and IC 36-7-I2 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 54, 1994, as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana concerning certain proposed economic development facilities to be developed by North American Laboratory Company (Ronald H. Stern, Michael R. Oestreicher, Diana Oestreicher and Phillip E. Himmelstein) (the "Company") which Inducement Resolution set an expiration date of December 31, 1994 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the city, by official action, extends the terms of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of December 31, 1994, contained therein and replacing said date with the date of June 30, 1995.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 689, 1994 was retitled SPECIAL RESOLUTION NO. 88, 1994 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 88, 1994

A SPECIAL RESOLUTION amending City-County Special Resolution No. 72, 1990, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-II.9 and IC 36-7-I2 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 124, 1991, as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana concerning certain proposed economic development facilities to be developed by MTJ Enterprises, Inc. and ATF Automotive Group, Inc. (the "Company") which Inducement Resolution set an expiration date of December 31, 1994 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution)

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had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the city, by official action, extends the terms of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of December 31, 1994, contained therein and replacing said date with the date of June 30, 1995.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 690, 1994 was retitled SPECIAL RESOLUTION NO. 89, 1994 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 89, 1994

A SPECIAL RESOLUTION amending City-County Special Resolution No. 84, 1990, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 84, 1990, as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana concerning certain proposed economic development facilities to be developed by Meadows Revival, Inc. (the "Company") which Inducement Resolution set an expiration date of December 31, 1994 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the city, by official action, extends the terms of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; and

WHEREAS, the Company intends to utilize Low Income Housing Tax Credits, if available, pursuant to Section 42 of the Internal Revenue Code of 1986, as amended, or any successor section thereof in connection with the Project and the Indiana Housing Finance Authority; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of December 31, 1994, contained therein and replacing said date with the date of June 30, 1995.

SECTION 2. The City-County Council recognizes that the Company intends to utilize Low Income Housing Tax Credits, if available, pursuant to Section 42 of the Internal Revenue Code of 1986, as amended, or any successor section thereof in connection with the financing of the Project with tax-exempt bonds.

SECTION 3. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 691, 1994 was retitled SPECIAL RESOLUTION NO. 90, 1994 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 90, 1994

A SPECIAL RESOLUTION amending City-County Special Resolution No. 72, 1990, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 72, 1990, as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana concerning certain proposed economic development facilities to be developed by Homeward Partners, Inc. (the "Company") which Inducement Resolution set an expiration date of December 31, 1994 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the city, by official action, extends the terms of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of December 31, 1994, contained therein and replacing said date with the date of June 30, 1995.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 692, 1994. Councillor Borst reported that the Economic Development Committee heard Proposal No. 692, 1994 on December 9, 1994. The Proposal amends S.R. No. 49, 1994 by extending the expiration date for the Jewish Federation of Greater Indianapolis, Inc. through June 30, 1995 and increasing the amount of the inducement resolution to an amount not to exceed \$13,000,000. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Franklin, for adoption. Proposal No. 692, 1994 was adopted on the following roll call vote; viz:

19 YEAS: Borst, Coughenour, Curry, Dowden, Gilmer, Golc, Gray, Hinkle, Jones, McClamroch, Moriarty Adams, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith,

0 NAYS:

10 NOT VOTING: Beadling, Black, Boyd, Brents, Franklin, Giffin, Jimison, Mullin, West, Williams

December 12, 1994

Proposal No. 692, 1994 was retitled SPECIAL RESOLUTION NO. 91, 1994 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 91, 1994

A SPECIAL RESOLUTION amending and extending Special Resolution No. 49, 1994 and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or the proceeds of the revenue bond issue may be loaned to the company and said facilities directly owned by the company;

WHEREAS, the Jewish Federation of Greater Indianapolis, Inc. (the "Applicant") has previously advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the acquisition, construction, renovation, installation and equipping of the Applicant's existing facilities located at 6701 Hoover Road, Indianapolis, Indiana [which are leased to the Jewish Community Center Association of Indianapolis, Incorporated (the "JCCA")] to create additional classrooms, storage, office facilities and new programming opportunities for early childhood education, infant/toddler care and youth programming, as well as certain renovation for compliance with the Americans with Disabilities Act and with environmental laws plus additional office facilities for the Applicant; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, renovation, construction and installation of various site improvements at the facility (the "Project");

WHEREAS, the Issuer has previously adopted its City-County Special Resolution No. 49, 1994 (the "Inducement Resolution") on June 13, 1994 for an amount not to exceed Nine Million Dollars (\$9,000,000), which Inducement Resolution set an expiration date of December 31, 1994 unless the economic development revenue bonds for the Project had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the city, by official action, extends the terms of the Inducement Resolution; and

WHEREAS, the Applicant has advised the Issuer that the cost of the Project has increased and is now estimated to be Thirteen Million Dollars (\$13,000,000) and the Applicant has requested that the Issuer amend the Inducement Resolution so that it will be in an amount not to exceed Thirteen Million Dollars (\$13,000,000).

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Applicant has requested that the Issuer extend the expiration date and the Applicant has shown good cause to extend the aforesaid expiration date;

WHEREAS, the diversification of industry and the retention of opportunities for gainful employment (sixteen (16) full-time plus twenty-three (23) part-time jobs at the end of one year and three years plus the creation of a construction job payroll originally estimated to be for approximately one hundred sixty (160) temporary construction jobs over the renovation period but which is now estimated to be one hundred seventy (170) temporary construction jobs over the renovation period) and the creation of business opportunities to be achieved by the acquisition, construction, renovation, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, it appears at this time that the acquisition, construction, renovation, installation and equipping of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; NOW, THEREFORE:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the retention and creation of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public

interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the retention and creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Thirteen Million Dollars (\$13,000,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, construction, renovation, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, construction, renovation, installation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to continue to proceed with the acquisition, construction, renovation, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires June 30, 1995, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of City-County Special Resolution No. 49, 1994, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition, construction, renovation, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to such date will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (TD 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 693, 1994. Councillor Borst reported that the Economic Development Committee heard Proposal No. 693, 1994 on December 9, 1994. The proposal is an inducement resolution for Indianapolis Art Center, Inc. in an amount not to exceed \$3,000,000 for the acquisition, construction, installation and equipping of an approximately 40,000 square foot building to be located at 820 East 67th Street on approximately 7 acres of land which will be used by the Applicant as studio classes, library, auditorium and administration to carry out its not-for-profit purposes as an art teaching and resource center providing year-round programs in studio art classes; the acquisition of machinery, equipment and furnishing for use in the facility; and the acquisition, construction and installation of various site improvements at the facility. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded

December 12, 1994

by Councillor Williams, for adoption. Proposal No. 693, 1994 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, McClamroch, Moriarty Adams, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, Williams

0 NAYS:

3 NOT VOTING: Giffin, Jimison, West

Proposal No. 693, 1994 was retitled SPECIAL RESOLUTION NO. 92, 1994 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 92, 1994

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or the proceeds of the revenue bond issue may be loaned to the company and said facilities directly owned by the company;

WHEREAS, Indianapolis Art Center, Inc., an Indiana not-for-profit corporation (the "Applicant"), has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the acquisition, construction, installation and equipping of an approximately 40,000 square foot building to be located at 820 East 67th Street, Indianapolis, Indiana on approximately 7 acres of land which will be used by the Applicant as studio classes, library, auditorium and administration to carry out its not-for-profit purposes as an art teaching and resource center providing year-round programs in studio art classes; providing lectures and art series; mounting art exhibitions; providing outreach programs to the lesser served population; presenting inter-arts programming on its Riverfront stage and presenting inter-arts programming in the proposed new auditorium; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, construction and installation of various site improvements at the facility (the "Project");

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (three (3) jobs at the end of one year and six (6) at the end of three years plus the creation of a construction job payroll) and the creation of business opportunities to be achieved by the acquisition, construction, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition, construction, installation and equipping of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer:
NOW, THEREFORE:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the creation of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Three Million Dollars (\$3,000,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, construction, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, construction, installation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, construction, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires June 30, 1995, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition, construction, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to such date will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (TD 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 694, 1994. Councillor Borst reported that the Economic Development Committee heard Proposal No. 694, 1994 on December 9, 1994. The proposal is an inducement resolution for Pleasant Run Children's Homes, Inc. in an amount not to exceed \$7,600,000 for the acquisition, renovation, installation and equipping of an approximately 130,000 square foot building located at approximately 2300 Lafayette Road on approximately 14 acres of land which will be used by Pleasant Run to provide residential treatment services for children ages 6-18 years and to provide office space for Home-Based counseling, Therapeutic Fast Care, Residential Group Homes and Wrap-Around services; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, construction and installation of various site improvements at the facility. Councillor Golc asked if there has been a neighborhood meeting in reference to this issue. Mary Roth, Executive Director, Pleasant Run Children's Homes, Inc., stated that zoning was recently filed and neighborhood meetings have not yet occurred. Councillor Borst stated that the bonds for this project cannot be issued until zoning is in place. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Jones, for adoption. Proposal No. 694, 1994 was adopted on the following roll call vote; viz:

December 12, 1994

27 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, McClamroch, Moriarty Adams, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

2 NOT VOTING: *Giffin, Jimison*

Proposal No. 694, 1994 was retitled SPECIAL RESOLUTION NO. 93, 1994 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 93, 1994

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or the proceeds of the revenue bond issue may be loaned to the company and said facilities directly owned by the company;

WHEREAS, Pleasant Run Children's Homes, Inc., an Indiana not-for-profit, 501(c)(3) corporation (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the acquisition, renovation, installation and equipping of an approximately 130,000 square foot building located at approximately 2300 Lafayette Road, Indianapolis, Indiana on approximately 14 acres of land which will be used by the Applicant to provide residential treatment services for children ages 6-18 years and to provide office space for Home-Based counseling, Therapeutic Foster Care, Residential Group Homes and Wrap-Around services; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, construction and installation of various site improvements at the facility (the "Project");

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (eighty (80) jobs at the end of one year and eighty-six (86) at the end of three years plus the creation of a construction job payroll) and the creation of business opportunities to be achieved by the acquisition, renovation, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition, renovation, installation and equipping of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer: NOW, THEREFORE:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the creation of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Seven Million Six Hundred Thousand Dollars (\$7,600,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, renovation, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, renovation, installation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, renovation, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable

to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires June 30, 1995, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition, renovation, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to such date will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (TD 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 703, 1994. Introduced by Councillor West. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on December 8, 1994." The Council did not schedule Proposal No. 703, 1994 for hearing pursuant to IC 36-7-4-608. Proposal No. 703, 1994 was retitled REZONING ORDINANCE NO. 159, 1994 and is identified as follows:

REZONING ORDINANCE NO. 159, 1994. 94-Z-95 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT # 18.
1608-1626 COUNTRY CLUB ROAD (approximate address), INDIANAPOLIS.
ROBERT E. and PHYLLIS C. BRADLEY, by Richard L. Brown, Sr., requests the rezoning of 9.94 acres, being in the D-A(FF) District, to the D-4 classification to provide for a residential subdivision.

PROPOSAL NOS. 704-706, 1994. Introduced by Councillor West. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on December 8, 1994." The Council did not schedule Proposal Nos. 704-706, 1994 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 704-706, 1994 were retitled REZONING ORDINANCE NOS. 160-162, 1994 and are identified as follows:

REZONING ORDINANCE NO. 160, 1994. 94-Z-185 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT # 18.
1948 NORTH COUNTRY CLUB ROAD (approximate address), INDIANAPOLIS.
DAVIS DEVELOPMENT, L.P., by Thomas Michael Quinn, requests the rezoning of 13.67 acres, being in the D-12 District, to the D-5 classification to provide for a single-family residential development.

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REZONING ORDINANCE NO. 161, 1994. 94-Z-188 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 22.
3017 DR. ANDREW J. BROWN STREET (approximate address), INDIANAPOLIS.
INDIANAPOLIS DEPARTMENT OF PUBLIC SAFETY requests the rezoning of 0.156 acre, being in the C-1 District, to the SU-9 classification to provide for parking for an existing fire station.

REZONING ORDINANCE NO. 162, 1994. 94-Z-190 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 16.
801-821 PACA STREET (approximate address), INDIANAPOLIS.
HOUSING AND DEVELOPMENT SERVICES, DEPARTMENT OF METROPOLITAN DEVELOPMENT requests the rezoning of 0.555 acre, being in the C-4(RC) District, to the D-8(RC) classification to provide for residential use.

[Clerk's Note: At this time Councillor Franklin stated that he would like the record to reflect that he abstained on Proposal No. 690, 1994. Councillor Moriarty Adams stated that she would like the record to reflect that she abstained on Proposal Nos. 687, 690, and 691, 1994.]

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 26, 1994. Councillor Dowden stated that he was absent at the December 7, 1994 Public Safety and Criminal Justice Committee meeting; Councillor Schneider will report on the proposals heard at that time. Councillor Schneider reported that the Public Safety and Criminal Justice Committee heard Proposal No. 26, 1994 on December 7, 1994. The proposal is an appropriation from the County General Fund in the amount of \$6,372 to fund an additional clerk's position for the Superior Court, Criminal Division, Room Five, financed by unappropriated revenues from that fund. By a 5-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Franklin stated that the Judge Miller needs this funding in order to pay his employees for the remainder of 1994. The Public Safety and Criminal Justice Committee determined that if this funding was not available in the General Fund that the Marion County Sheriff's request from the General Fund for \$150,000 to feed the prisoners through the end of the year could be reduced by \$6,372. Councillor Franklin stated that Judge Miller has assured him that this situation will not recur next year. Councillor Ruhmkorff asked if the Sheriff will be negatively impacted by a \$6,372 reduction to his request for \$150,000. John von Arx, Marion County Auditor, stated that the Sheriff's request was actually reduced to \$100,000. The Sheriff has agreed to his request of \$100,000 being further reduced by \$6,372.

Councillor Curry stated that he voted against this proposal in Committee due to the fact that there are requests for \$7,720 in transfers by other courts. There needs to be cooperation by all courts in order to appropriate funds that are necessary. Councillor Hinkle expressed his irritation of many county agencies requesting additional appropriations at year-end for items that are perhaps not necessary.

Councillor Borst stated that he voted against this proposal in Committee due to the fact that Judge Miller hired an additional employee that was not appropriated in his budget. Councillor Borst then stated that Judge Miller has not solved the problem and an additional appropriation request will recur in 1995. Councillor Short moved the question.

The President called for public testimony at 6:46 p.m. There being no one present to testify, Councillor Schneider moved, seconded by Councillor Franklin, for adoption. Proposal No. 26, 1994, as amended, was adopted on the following roll call vote; viz:

20 YEAS: Beadling, Black, Boyd, Brents, Dowden, Franklin, Giffin, Gilmer, Gray, Jimison, Jones, Moriarty, Adams, Mullin, Ruhnkorff, Schneider, SerVaas, Short, Smith, West, Williams
8 NAYS: Borst, Coughenour, Curry, Gole, Hinkle, McClamroch, O'Dell, Shambaugh
1 NOT VOTING: Rhodes

Proposal No. 26, 1994, as amended, was retitled FISCAL ORDINANCE NO. 116, 1994 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 116, 1994

A FISCAL ORDINANCE amending the City-County Annual Budget for 1994 (City-County Fiscal Ordinance No. 70, 1993) appropriating an additional Six Thousand Three Hundred Seventy-two Dollars (\$6,372) in the County General Fund for purposes of the Superior Court, Criminal Division, Room Five, and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (jj) of the City-County Annual Budget for 1994, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Criminal Division, Room Five, to fund an additional clerk's position.

SECTION 2. The sum of Six Thousand Three Hundred Seventy-two Dollars (\$6,372) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>SUPERIOR COURT, CRIMINAL DIVISION, ROOM FIVE</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	<u>6,372</u>
TOTAL INCREASE	6,372

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered County General Fund	<u>6,372</u>
TOTAL REDUCTION	6,372

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 480, 1994. Councillor Dowden stated that the Public Safety & Criminal Justice Committee heard Proposal No. 480, 1994 on September 21, 1994. The proposal, sponsored by Councillor Franklin, is an appropriation to purchase additional office supplies and computer equipment for the Superior Court, Criminal Division, Room Three, from the County General Fund in the amount of \$4,632 financed by revenues from that fund. Councillor Dowden stated that Councillor Franklin decided not to move forward with this proposal after learning that funding outside of the General Fund has not been provided for this request. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it be postponed. Councillor Dowden moved, seconded by Councillor Schneider, to report Proposal No. 480, 1994 to the full Council without recommendation.

Councillor Franklin asked Steve Engelking, Administrator, Court Services Agency, if funding outside of the General Fund has been found. Mr. Engelking answered in the negative.

December 12, 1994

The President called for public testimony at 6:49 p.m. There was no one present to testify. Proposal No. 480, 1994 was defeated on the following roll call vote; viz:

11 YEAS: Black, Boyd, Brents, Franklin, Gray, Jimison, Jones, Moriarty Adams, Mullin, Short, Williams
17 NAYS: Beadling, Borst, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hinkle, McClamroch, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Smith, West
1 NOT VOTING: Schneider

PROPOSAL NO. 605, 1994. Councillor Schneider reported that the Public Safety and Criminal Justice Committee heard Proposal No. 605, 1994 on December 7, 1994. The proposal is an appropriation from the County General Fund in the amount of \$93,628 for the County Sheriff to pay for inmate food and housing through the end of 1994 financed by unappropriated revenues in the County General Fund. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Borst stated that he voted against this proposal in Committee because the same problem will recur in 1995. Councillor Coughenour expressed her concern of departments that have the same additional appropriation requests at the end of every year.

Councillor Rhodes asked if the payments for food service could be deferred until January. Colonel Ron Chappell, Sheriff's Department, stated that the payments are currently 4-6 weeks delinquent. Councillor Smith moved the question.

Councillor Moriarty Adams asked how the Sheriff could underestimate food expenses by approximately \$500,000. Col. Chappell stated that over the guideline requests to cover food expense were requested in the 1994 and 1995 budgets. The request was denied both times. Mr. von Arx stated that he and the Sheriff are working together in order to improve the system so that prisoners will be expedited to trial, thereby reducing the prisoner population and lowering the food expenses.

Councillor McClamroch stated that he will be voting against this proposal because the system is not working. Supporting this proposal would indicate support for the same situation to occur next year.

The President called for public testimony at 7:06 p.m. There being no one present to testify, Councillor Schneider moved, seconded by Councillor Dowden, for adoption. Proposal No. 605, 1994, as amended, was adopted on the following roll call vote; viz:

21 YEAS: Beadling, Boyd, Brents, Curry, Dowden, Giffin, Gilmer, Hinkle, Jimison, Jones, Moriarty Adams, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
8 NAYS: Black, Borst, Coughenour, Franklin, Golc, Gray, McClamroch, Rhodes

Proposal No. 605, 1994, as amended, was retitled FISCAL ORDINANCE NO. 117, 1994 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 117, 1994

A FISCAL ORDINANCE amending the City-County Annual Budget for 1994 (City-County Fiscal Ordinance No. 70, 1993) appropriating an additional Ninety-three Thousand Six Hundred Twenty-eight Dollars (\$93,628)

in the County General Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(aa) of the City-County Annual Budget for 1994 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to pay inmate food and housing for balance of 1994.

SECTION 2. The sum of Ninety-three Thousand Six Hundred Twenty-eight Dollars (\$93,628) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>93,628</u>
TOTAL INCREASE	93,628

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>93,628</u>
TOTAL REDUCTION	93,628

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Curry asked to explain his vote. Permission was granted. Councillor Curry stated that he voted for the proposal because the prisoners either have to be fed or set free. Secondly, the Sheriff did have an over the guideline request for this expense in his budget which was denied by the Council.

SPECIAL ORDERS - FINAL ADOPTION

Councillor O'Dell asked for consent hear Proposal No. 665, 1994 at this time. Consent was given.

PROPOSAL NO. 665, 1994. Councillor O'Dell reported that the Community Affairs Committee heard Proposal No. 665, 1994 on December 7, 1994. The proposal approves the lease of the Marion County Healthcare Center. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor O'Dell moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 665, 1994 was adopted on the following roll call vote; viz:

- 28 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty Adams, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
- 0 NAYS:
- 1 NOT VOTING: *Giffin*

Proposal No. 665, 1994 was retitled SPECIAL RESOLUTION NO. 94, 1994 and reads as follows:

December 12, 1994

CITY-COUNTY SPECIAL RESOLUTION NO. 94, 1994

A PROPOSAL FOR A SPECIAL RESOLUTION approving the leasing of certain property by the Board of County Commissioners

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby approves, pursuant to IC 36-1-11-3, the lease of property by the Board of County Commissioners.

SECTION 2. The property consists of the buildings, grounds, parking and driveway areas and all other improvements located on the site of the Marion County Healthcare Center which are currently utilized as a long-term health care facility. The term of the lease will be 12 months or on a month to month basis. The lease will require that the property continue to be used as a health care facility.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Short asked for consent to hear Proposal No. 655, 1994 at this time. Consent was given.

PROPOSAL NO. 655, 1994. Councillor O'Dell reported that the Community Affairs Committee heard Proposal No. 655, 1994 on December 7, 1994. The proposal directs the Office of Youth and Family Services to use the \$700,000 in their budget to finance the operation of Community Centers of Indianapolis, Inc. ("CCI") for 1995. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Hinkle stated that he attended a meeting with the Mayor and CCI on Monday, December 5, 1994. An agreement was reached that (1) Proposal No. 655, 1994 would be passed, (2) the \$700,000 will be allocated to CCI, (3) a "side agreement" will be reached establishing performance standards for job placement with CCI with the understanding that the \$700,000 will not be tied to those standards, and (4) that, beginning in 1996, placement dollars will be sought based on performance standards and guidelines established by a taskforce.

Councillor Coughenour agreed with implementing performance standards for CCI. She then stated that their performance standards should not be based solely on job placement because CCI performs many services other than job placement.

Councillor Schneider stated that he will vote against this proposal because there is no accountability of the funding.

Councillors Smith and Boyd expressed their approval of this proposal. Councillor Boyd stated that the Council has not before determined what the policy environment for service delivery in Indianapolis should be. He then stated that it is his hope that the Council will examine how social services are delivered in the community and make some decisions about how that should be done.

Councillor Hinkle stated that CCI has and will continue to be accountable for their funding. He stated that there is no real understanding of what it takes to put people to work. There are people who need the access services provided by CCI. He then urged the Council to support this proposal because it will establish a foundation which will allow access services to work

in conjunction with the Administration's desire to place people in jobs and create a better community.

Councillor Williams asked if the Council was assured that the passage of this proposal will ensure that the contracts with CCI will be signed and they will have that money in their budget. Councillor Hinkle stated that if this proposal passes CCI will receive one-half of the funds on January 1, 1995 and then the performance standards will be implemented with regard to the other half of the funding. He then stated that it is his understanding that it is the Mayor's hope that some of the centers will net additional funding by performing above and beyond the set standards. Joe Loftus, Deputy Mayor, stated that the Mayor has made a general commitment that the \$700,000 will be dedicated to CCI for 1995; however, the Mayor has reserved the right to work with the CCI Board of Directors and CCI Centers to put that funding in some sort of a framework that resembles a performance-based contract. Mr. Loftus then stated that the Mayor has been very clear in his interest in moving this funding to a performance-based contract that is tied to employment. The Mayor deems access services as an important service provided by CCI; however, the number one priority is jobs and trying to direct individuals into a job for a period of time.

Councillors Black and McClamroch expressed their approval of the proposal.

Councillor Jimison moved the question. This motion was seconded by Councillor West.

Councillor Hinkle asked if it is the intent of the Administration to rely on certain verbiage with reference to a side agreement to withhold any of the \$700,000 for failure to perform to what the Administration wants. Mr. Loftus stated that all \$700,000 will be dedicated for CCI. Councillor Hinkle stated that in the meeting with the Administration and CCI on December 5, an agreement was reached that the funding would not be tied to the performance standards. Mr. Loftus stated that the Mayor's direct discussion with the members of the CCI Board was that the Administration would pursue and work with CCI for a reasonable approach. Consequently, the Administration has reserved the right to complete those discussions with CCI and their Board of Directors to establish something that resembles a performance-based contract. Councillor Hinkle asked if the Administration's "right" includes withholding any of the \$700,000. Mr. Loftus answered in the negative.

Councillor Williams asked if the \$700,000 could be transferred into the Council's budget. Robert Elrod, General Counsel, answered in the negative and stated that changes in the 1995 budget cannot be made until 1995.

President SerVaas expressed his approval of the proposal.

Councillor O'Dell moved, seconded by Councillor Hinkle, for adoption. Proposal No. 655, 1994 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty Adams, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Short, Smith, West, Williams
4 NAYS: Dowden, Giffin, Schneider, Shambaugh

December 12, 1994

Proposal No. 655, 1994 was retitled SPECIAL RESOLUTION NO. 95, 1994 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 95, 1994

A SPECIAL RESOLUTION directing the Office of Youth and Family Services to use the Seven Hundred Thousand Dollars (\$700,000) in their budget to finance the operation of Community Centers of Indianapolis, Inc. for 1995.

WHEREAS, the 1995 City Budget contains an appropriation of Seven Hundred Thousand Dollars (\$700,000) for the Office of Youth and Family Services pending the report of an action task force on Community Centers of Indianapolis, Inc.'s operation; and

WHEREAS, that task force has not completed its review; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Office of Youth and Family Services is directed to use the Seven Hundred Thousand Dollars (\$700,000) in their budget to finance the operation of Community Centers of Indianapolis, Inc. for 1995.

SECTION 2. The administration's task force is urged to continue the process of reviewing and refining R.F.P.'s submitted with a target date for implementation being January 1, 1996 after review during the 1996 budget process.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 606, 1994. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 606, 1994 on November 9, 1994. The proposal is an appropriation from the Deferral Program Fee Fund in the amount of \$242,057 for the County Auditor, County Sheriff, Presiding Judge of the Municipal Court and the Prosecuting Attorney financed by Moving Traffic Deferral Fees collected for the period between March and August 1994. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:17 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 606, 1994 was adopted on the following roll call vote; viz:

22 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, McClamroch, Moriarty Adams, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Smith, West

0 NAYS:

7 NOT VOTING: Black, Golc, Jimison, Jones, Ruhmkorff, Short, Williams

Proposal No. 606, 1994 was retitled FISCAL ORDINANCE NO. 118, 1994 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 118, 1994

A FISCAL ORDINANCE amending the City-County Annual Budget for 1994 (City-County Fiscal Ordinance No. 70, 1993) appropriating an additional Two Hundred Forty-two Thousand Fifty-seven Dollars (\$242,057) in the Deferral Program Fee Fund for purposes of the County Auditor, County Sheriff, Presiding Judge of the Municipal Court and the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the Deferral Program Fee Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (b), (aa), (dd) and (x) of the City-County Annual Budget for 1994 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of appropriating funds collected from Deferral Traffic Fees in the Deferral Program Fee Fund for period of March through August 1994.

SECTION 2. The sum of Two Hundred Forty-two Thousand Fifty-seven Dollars (\$242,057) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>DEFERRAL PROGRAM FEE FUND</u>
1. Personal Services - fringes	8,750
3. Other Services and Charges	48,463
<u>COUNTY SHERIFF</u>	
3. Other Services and Charges	27,051
<u>PRESIDING JUDGE OF THE MUNICIPAL COURT</u>	
3. Other Services and Charges	62,269
<u>PROSECUTING ATTORNEY</u>	
1. Personal Services	35,000
3. Other Services and Charges	42,005
4. Capital Outlay	<u>18,519</u>
 TOTAL INCREASE	 242,057

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>DEFERRAL PROGRAM FEE FUND</u>
Unappropriated and Unencumbered	
Deferral Program Fee Fund	<u>242,057</u>
TOTAL REDUCTION	242,057

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 607, 1994. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 607, 1994 on November 9, 1994. The proposal is an appropriation from the State and Federal Grants Fund in the amount of \$6,812 to utilize an increase in the Family Social Services Administration grant for fiscal year 1994-95 which provides Adult Protective Services through the Prosecuting Attorney financed by a state grant. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:19 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 607, 1994 was adopted on the following roll call vote; viz:

21 YEAS: *Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gray, Hinkle, McClamroch, Moriarty Adams, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Smith, West, Williams*

0 NAYS:

8 NOT VOTING: *Black, Brents, Gilmer, Golc, Jimison, Jones, Ruhmkorff, Short*

December 12, 1994

Proposal No. 607, 1994 was retitled FISCAL ORDINANCE NO. 119, 1994 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 119, 1994

A FISCAL ORDINANCE amending the City-County Annual Budget for 1994 (City-County Fiscal Ordinance No. 70, 1993) appropriating an additional Six Thousand Eight Hundred Twelve Dollars (\$6,812) in the State and Federal Grant Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (b) and (x) of the City-County Annual Budget for 1994 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to utilize an increase in the Family Social Services Administration grant which provides Adult Protective Services for fiscal year 1994-95.

SECTION 2. The sum of Six Thousand Eight Hundred Twelve Dollars (\$6,812) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services, fringes	1,363
<u>PROSECUTING ATTORNEY</u>	
1. Personal Services	<u>5,450</u>
TOTAL INCREASE	6,812

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>6,812</u>
TOTAL REDUCTION	6,812

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 610, 1994. Councillor Schneider reported that the Public Safety and Criminal Justice Committee heard Proposal No. 610, 1994 on December 7, 1994. The proposal is an appropriation from the Drug Free Community Fund in the amount of \$17,300 for the Court Administrator Agency to implement the Expedited Trial Case Program to reduce the jail population awaiting trial financed by unappropriated revenues in that fund. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it be tabled. Councillor Dowden moved, seconded by Councillor Schneider, to strike. Proposal No. 610, 1994 was stricken by a majority voice vote.

PROPOSAL NO. 611, 1994. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 611, 1994 on November 9, 1994. The proposal is an appropriation from the Home Detention User Fee Fund in the amount of

\$245,130 to fund staff positions, home detention equipment and office supplies for fiscal year 1994-95 for Community Corrections financed by unappropriated revenues from that fund. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:24 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Franklin, for adoption. Proposal No. 611, 1994 was adopted on the following roll call vote; viz:

23 YEAS: *Beadling, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*

0 NAYS:

6 NOT VOTING: *Black, Boyd, Golc, Jimison, Moriarty Adams, Williams*

Proposal No. 611, 1994 was retitled FISCAL ORDINANCE NO. 120, 1994 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 120, 1994

A FISCAL ORDINANCE amending the City-County Annual Budget for 1994 (City-County Fiscal Ordinance No. 70, 1993) appropriating an additional Two Hundred Forty-five Thousand One Hundred Thirty Dollars (\$245,130) in the Home Detention User Fee Fund for purposes of Community Corrections and reducing the unappropriated and unencumbered balance in the Home Detention User Fee Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (b) and (bb) of the City-County Annual Budget for 1994 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of Community Corrections to fund staff positions, home detention equipment and office supplies for fiscal year 1994-95.

SECTION 2. The sum of Two Hundred Forty-five Thousand One Hundred Thirty Dollars (\$245,130) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>HOME DETENTION USER FEE FUND</u>
1. Personal Service - fringes	29,232
 <u>COMMUNITY CORRECTIONS</u>	
1. Personal Services	131,718
2. Supplies	1,500
3. Other Services and Charges	21,680
4. Capital Outlay	<u>61,000</u>
 TOTAL INCREASE	 245,130

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>HOME DETENTION USER FEE FUND</u>
Unappropriated and Unencumbered	
Home Detention User Fee Fund	<u>245,130</u>
TOTAL REDUCTION	245,130

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 635, 1994. Councillor Schneider reported that the Public Safety and Criminal Justice Committee heard Proposal No. 635, 1994 on December 7, 1994. The proposal is an appropriation from the State and Federal Grants Fund in the amount of \$45,000 for the Marion County Public Defender Agency to cover the expenses of the pretrial release and sentencing resources project financed by a state grant. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:26 p.m. There being no one present to testify, Councillor Schneider moved, seconded by Councillor West, for adoption. Proposal No. 635, 1994 was adopted on the following roll call vote; viz:

24 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Jones, McClamroch, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
1 NAY: *Rhodes*
4 NOT VOTING: *Golc, Gray, Jimison, Moriarty Adams*

Proposal No. 635, 1994 was retitled FISCAL ORDINANCE NO. 121, 1994 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 121, 1994

A FISCAL ORDINANCE amending the City-County Annual Budget for 1994 (City-County Fiscal Ordinance No. 70, 1993) appropriating an additional Forty-Five Thousand Dollars (\$45,000) in the State and Federal Grants Fund for the Marion County Public Defender Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (w) and (b) of the City-County Annual Budget for 1994 be, and is hereby, amended by the increases and reductions hereinafter stated for the purpose of the Marion County Public Defender Agency and the County Auditor to pay the expenses of the pretrial release and sentencing resources project. This project is intended to make sentencing support services available to public defenders and indigent non-violent, drug addicted offenders.

SECTION 2. The sum of Forty-five Thousand (\$45,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY PUBLIC DEFENDER AGENCY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	21,000
2. Supplies	2,370
3. Other Services and Charges	12,630
4. Capital Outlay	3,750
<u>COUNTY AUDITOR</u>	
1. Personal Services - fringes	<u>5,250</u>
TOTAL INCREASE	45,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>45,000</u>
TOTAL REDUCTION	45,000

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 674, 1994. Councillor Schneider reported that the Public Safety and Criminal Justice Committee heard Proposal No. 674, 1994 on December 7, 1994. The proposal is an appropriation from the County General Fund in the amount of \$150,000 for the County Sheriff to fund the last payroll in 1994 financed by transferring appropriated funds from the Clerk of the Circuit Court. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:27 p.m. There being no one present to testify, Councillor Schneider moved, seconded by Councillor Mullin, for adoption. Proposal No. 674, 1994 was adopted on the following roll call vote; viz:

22 YEAS: *Beadling, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*
2 NAYS: *Black, Williams*
5 NOT VOTING: *Borst, Golc, Gray, Jimison, Moriarty Adams*

Councillor Williams asked for permission to explain her vote. Permission was granted. Councillor Williams stated that she finds it very interesting that there was much discussion about not being able to appropriate \$6,000 for Judge Miller yet the Marion County Clerk has \$150,000 in her budget that she can spare for the Sheriff.

Proposal No. 674, 1994 was retitled FISCAL ORDINANCE NO. 122, 1994 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 122, 1994

A FISCAL ORDINANCE amending the City-County Annual Budget for 1994 (City-County Fiscal Ordinance No. 70, 1993) transferring and appropriating an additional One Hundred Fifty Thousand Dollars (\$150,000) in the County General Fund for purposes of County Sheriff and reducing and transferring certain other appropriations from the Clerk of the Circuit Court.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02. (aa) and (d) of the City-County Annual Budget for 1994, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Sheriff for the last payroll of 1994.

SECTION 2. The sum of One Hundred Fifty Thousand Dollars (\$150,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

COUNTY SHERIFF
1. Personal Services
TOTAL INCREASE

COUNTY GENERAL FUND
150,000
150,000

December 12, 1994

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>CLERK OF THE CIRCUIT COURT</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	<u>150,000</u>
TOTAL DECREASE	150,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 675, 1994. Councillor Schneider reported that the Public Safety and Criminal Justice Committee heard Proposal No. 675, 1994 on December 7, 1994. The proposal is an appropriation from the State and Federal Grants Fund in the amount of \$71,350 for the Superior Court, Criminal Division, Probation Department, to fund additional staff and computer equipment financed by a state grant. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:28 p.m. There being no one present to testify, Councillor Schneider moved, seconded by Councillor Jimison, for adoption. Proposal No. 675, 1994 was adopted on the following roll call vote; viz:

24 YEAS: Black, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Jimison, Jones, McClamroch, Moriarty Adams, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West, Williams

0 NAYS:

0 NOT VOTING: Beadling, Borst, Golc, Gray, Short

Proposal No. 675, 1994 was retitled FISCAL ORDINANCE NO. 123, 1994 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 123, 1994

A FISCAL ORDINANCE amending the City-County Annual Budget for 1994 (City-County Fiscal Ordinance No. 70, 1993) appropriating an additional Seventy One Thousand Three Hundred Fifty Dollars (\$71,350) in the State and Federal Grants Fund for purposes of the Superior Court, Criminal Division, Probation Department, and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02. (mm) and (b) of the City-County Annual Budget for 1994 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Criminal Division, Probation Department, for computerization equipment and necessary staffing.

SECTION 2. The sum of Seventy One Thousand Three Hundred Fifty Dollars (\$71,350) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>SUPERIOR COURT, CRIMINAL DIVISION, PROBATION DEPARTMENT</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	30,000
4. Capital Outlay	33,700
<u>COUNTY AUDITOR</u>	
1. Personal Services - fringes	<u>7,650</u>
TOTAL INCREASE	71,350

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>71,350</u>
TOTAL REDUCTION	71,350

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Coughenour asked for permission to hear Proposals 676, 677, and 678, 1994 together. Permission was granted.

PROPOSAL NOS. 676, 677, and 678, 1994. PROPOSAL NO. 676, 1994. The proposal is an appropriation from the Sanitation General Fund in the amount of \$2,132,806 for the Department of Public Works (DPW), Storm and Wastewater Management Division, to cover unanticipated expenses related to the transition to contract management of the Advanced Wastewater Treatment facility financed by equal reductions in DPW's Maintenance Operations Division and Solid Waste Management Division. PROPOSAL NO. 677, 1994. The proposal approves reductions in proposed expenditures since the adoption of the 1994 City-County Annual Budget in the amount of \$1,221,916 in the Department of Public Works' (DPW), Maintenance Operations Division and Solid Waste Management Division in support of increased expenditures in DPW's Storm and Wastewater Management Division related to unanticipated expenses in the transition to contract management of the Advance Wastewater Treatment facility. PROPOSAL NO. 678, 1994. The proposal is an appropriation from the Maintenance Operations General Fund and Consolidated County Fund in the amount of \$650,000 for the Department of Public Works, Maintenance Operations Division, to purchase capital equipment and supplies for the new customer service response team and the street and sewer maintenance area financed by transferring other appropriated funds from DPW's Maintenance Operations Division and Administration. Councillor Coughenour reported that the Public Works Committee heard Proposal Nos. 676, 677, and 678, 1994 on December 8, 1994. By 5-0 votes, the Committee reported Proposal Nos. 676 and 678, 1994 to the Council with the recommendation that they do pass. By a 5-0 vote, the Committee reported Proposal No. 677, 1994 to the Council that it do pass as amended.

The President called for public testimony at 8:37 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Beadling, for adoption. Proposal Nos. 676, 677, and 678, 1994 were adopted on the following roll call vote; viz:

22 YEAS: *Beadling, Borst, Coughenour, Curry, Dowden, Franklin, Golc, Jimison, Jones, McClamroch, Moriarty Adams, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

7 NOT VOTING: *Black, Boyd, Brents, Giffin, Gilmer, Gray, Hinkle*

Proposal No. 676, 1994 was retitled FISCAL ORDINANCE NO. 124, 1994 and reads as follows:

December 12, 1994

CITY-COUNTY FISCAL ORDINANCE NO. 124, 1994

A FISCAL ORDINANCE amending the City-County Annual Budget for 1994 (City-County Fiscal Ordinance No. 70, 1993) appropriating an additional Two Million One Hundred Thirty-two Thousand Eight Hundred Six Dollars (\$2,132,806) in the Sanitation General Fund for purposes of the Department of Public Works, Storm and Wastewater Management Division and reducing the unappropriated and unencumbered balance in the Sanitation General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (k) of the City-County Annual Budget for 1994 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of Department of Public Works, Storm and Wastewater Management Division to cover unanticipated expenses related to the transition to contract management of the Advanced Wastewater Treatment facility.

SECTION 2. The sum of Two Million One Hundred Thirty-two Thousand Eight Hundred Six Dollars (\$2,132,806) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC WORKS</u>	
<u>STORM AND WASTEWATER MANAGEMENT DIVISION</u>	
1. Personal Services	439,746
2. Supplies	5,278
3. Other Services and Charges	<u>1,687,782</u>
TOTAL INCREASE	2,132,806

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>SANITATION GENERAL FUND</u>
Unappropriated and Unencumbered	
Sanitation General Fund	<u>2,132,806</u>
TOTAL REDUCTION	2,132,806

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 677, 1994, as amended, was retitled FISCAL ORDINANCE NO. 125, 1994 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 125, 1994

A FISCAL ORDINANCE amending the City-County Annual Budget for 1994 (City-County Fiscal Ordinance No. 70, 1993) by reducing appropriations by One Million Two Hundred Twenty-one Thousand Nine Hundred Sixteen Dollars (\$1,221,916) in the following: Maintenance Operations General Fund and Solid Waste Disposal Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

SECTION 1. To reflect reductions in proposed expenditures since the adoption of the annual budget, Section 1.01 (k) of the City-County Annual Budget for 1994 be, and is hereby, amended by the reductions hereinafter stated.

SECTION 2. The following appropriations are hereby reduced:

<u>DEPARTMENT OF PUBLIC WORKS</u>	
<u>MAINTENANCE OPERATIONS DIVISION</u>	<u>MAINTENANCE OPERATIONS GENERAL FUND</u>
2. Supplies	100,000
3. Other Services and Charges	<u>476,150</u>
TOTAL REDUCTION MAINTENANCE OPERATIONS GENERAL FUND	576,150

<u>DEPARTMENT OF PUBLIC WORKS</u>	
<u>SOLID WASTE MANAGEMENT DIVISION</u>	<u>SOLID WASTE DISPOSAL FUND</u>
2. Supplies	100,000
3. Other Services and Charges	<u>545,766</u>
TOTAL REDUCTION SOLID WASTE DISPOSAL FUND	645,766

GRAND TOTAL 1,221,916

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 678, 1994 was retitled FISCAL ORDINANCE NO. 126, 1994 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 126, 1994

A FISCAL ORDINANCE amending the City-County Annual Budget for 1994 (City-County Fiscal Ordinance No. 70, 1993) transferring and appropriating an additional Six Hundred Fifty Thousand Dollars (\$650,000) in the Maintenance Operations General Fund for purposes of the Department of Public Works, Maintenance Operations Division, and reducing certain other appropriations for that division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (k) of the City-County Annual Budget for 1994, be and is hereby amended by the increases and reductions hereinafter stated for purposes of Department of Public Works, Maintenance Operations Division, to purchase capital equipment and supplies for the new customer service response team, and the street and sewer maintenance area.

SECTION 2. The sum of Six Hundred Fifty Thousand Dollars (\$650,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC WORKS</u>	
<u>MAINTENANCE OPERATIONS DIVISION</u>	<u>MAINTENANCE OPERATIONS GENERAL FUND</u>
2. Supplies	30,000
4. Capital Outlay	<u>620,000</u>
TOTAL INCREASE	650,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>DEPARTMENT OF PUBLIC WORKS</u>	
<u>MAINTENANCE OPERATIONS DIVISION</u>	<u>MAINTENANCE OPERATIONS GENERAL FUND</u>
1. Personal Services	343,000
3. Other Services and Charges	<u>207,000</u>
TOTAL REDUCTION	550,000

<u>DEPARTMENT OF PUBLIC WORKS</u>	
<u>ADMINISTRATION</u>	<u>CONSOLIDATED COUNTY FUND</u>
3. Other Services and Charges	<u>100,000</u>
TOTAL REDUCTION	100,000
GRAND TOTAL ALL REDUCTIONS	650,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - UNFINISHED BUSINESS

PROPOSAL NO. 526, 1994. Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal No. 526, 1994 on November 16, 1994. The Proposal amends the Code by authorizing a traffic signal at 86th Street and Haverstick Road (Districts 3, 7). Councillor Gilmer stated that this traffic signal will be paid for by the developer, Eaton & Lauth. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Schneider, for adoption. Proposal No. 526, 1994 was adopted on the following roll call vote; viz:

20 YEAS: *Beadling, Borst, Coughenour, Curry, Dowden, Franklin, Giffin, Golc, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Smith, West, Williams*
0 NAYS:
9 NOT VOTING: *Black, Boyd, Brents, Gilmer, Gray, Hinkle, Moriarty Adams, Schneider, Short*

Proposal No. 526, 1994 was retitled GENERAL ORDINANCE NO. 164, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 164, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
4, Pg. 6	86th St, Haverstick Rd	86th St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
4, Pg. 6	86th St, Haverstick Rd	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 636, 1994. Councillor Schneider reported that the Public Safety and Criminal Justice Committee heard Proposal No. 636, 1994 on December 7, 1994. The Proposal is an appropriation from the County General Fund in the amount of \$41,800 for the Court Administrator Agency to pay the expenses associated with maintaining current materials for the Law Library and courts and to purchase computer equipment for the Jury Pool Coordinator's Office and General Term Reporter financed by transferring other appropriations for that agency. By a 7-0 vote, the Committee reported the proposal to the

Council with the recommendation that it do pass as amended. Councillor Schneider moved, seconded by Councillor West, for adoption. Proposal No. 636, 1994, as amended, was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Jimison, Jones, McClamroch, Moriarty Adams, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West*
2 NAYS: *Gray, Williams*
1 NOT VOTING: *Hinkle*

Proposal No. 636, 1994, as amended, was retitled FISCAL ORDINANCE NO. 127, 1994 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 127, 1994

A FISCAL ORDINANCE amending the City-County Annual Budget for 1994 (City-County Fiscal Ordinance No. 70, 1993) transferring and appropriating an additional Forty-one Thousand Eight Hundred Dollars (\$41,800) in the County General Fund for the purposes of the Court Administrator Agency and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (xx) of the City-County Annual Budget for 1994 be, and is hereby, amended by the increases and reductions hereinafter stated for the purpose of the Court Administrator Agency to pay the expenses associated with maintaining current materials for the Law Library and courts and to purchase computer equipment for the Jury Pool Coordinator's Office and General Term Reporter.

SECTION 2. The sum of Forty-one Thousand Eight Hundred Dollars (\$41,800) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COURT ADMINISTRATOR AGENCY</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	<u>41,800</u>
TOTAL INCREASE	41,800

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COURT ADMINISTRATOR AGENCY</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	2,400
3. Other Services and Charges	<u>39,400</u>
TOTAL DECREASE	41,800

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 666, 1994. Councillor Schneider reported that the Public Safety and Criminal Justice Committee heard Proposal No. 666, 1994 on December 7, 1994. The proposal, sponsored by Councillor Franklin, is an appropriation from the County General Fund in the amount of \$1,088 for the Superior Court, Criminal Division, Room Three, to pay for supplies through year-end 1994 financed by transferring other appropriations for that court. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Franklin, for adoption. Proposal No. 666, 1994 was adopted on the following roll call vote; viz:

December 12, 1994

24 YEAS: Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Jimison, Jones, McClamroch, Moriarty Adams, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
5 NAYS: Beadling, Black, Golc, Hinkle, Ruhmkorff

Proposal No. 666, 1994 was retitled FISCAL ORDINANCE NO. 128, 1994 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 128, 1994

A FISCAL ORDINANCE amending the City-County Annual Budget for 1994 (City-County Fiscal Ordinance No. 70, 1993) transferring and appropriating an additional One Thousand Eighty-eight Dollars (\$1,088) in the County General Fund for purposes of the Superior Court, Criminal Division, Room Three, and reducing certain other appropriations for that court.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (hh) of the City-County Annual Budget for 1994, be and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Criminal Division, Room Three, to pay for supplies through year-end 1994.

SECTION 2. The sum of One Thousand Eighty-eight Dollars (\$1,088) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>SUPERIOR COURT, CRIMINAL DIVISION, ROOM THREE</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	1,088
TOTAL INCREASE	1,088

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>SUPERIOR COURT, CRIMINAL DIVISION, ROOM THREE</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	1,088
TOTAL DECREASE	1,088

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 667, 1994. Councillor Schneider reported that the Public Safety and Criminal Justice Committee heard Proposal No. 667, 1994 on December 7, 1994. The proposal is an appropriation from the County General Fund in the amount of \$2,000 for the Superior Court, Criminal Division, Room One, to cover the cost of supplies and stamps for the balance of 1994 and to purchase a fax machine financed by transferring other appropriations for that court. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Jimison, for adoption. Proposal No. 667, 1994 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Jimison, Jones, McClamroch, Moriarty Adams, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
2 NAYS: Golc, Hinkle
1 NOT VOTING: Black

Proposal No. 667, 1994 was retitled FISCAL ORDINANCE NO. 129, 1994 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 129, 1994

A FISCAL ORDINANCE amending the City-County Annual Budget for 1994 (City-County Fiscal Ordinance No. 70, 1993) transferring and appropriating an additional Two Thousand Dollars (\$2,000) in the County General Fund for purposes of the Superior Court, Criminal Division, Room One, and reducing certain other appropriations for that court.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (ff) of the City-County Annual Budget for 1994, be and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Criminal Division, Room One, to cover the cost of supplies, stamps, and fax machine purchases.

SECTION 2. The sum of Two Thousand Dollars (\$2,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>SUPERIOR COURT, CRIMINAL DIVISION, ROOM ONE</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	1,000
3. Other Services and Charges	1,000
TOTAL INCREASE	2,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>SUPERIOR COURT, CRIMINAL DIVISION, ROOM ONE</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	2,000
TOTAL DECREASE	2,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 668, 1994. Councillor Schneider reported that the Public Safety and Criminal Justice Committee heard Proposal No. 668, 1994 on December 7, 1994. The proposal is an appropriation from the County General Fund in the amount of \$8,000 for the Marion County Public Defender Agency to purchase new computers financed by transferring other appropriations for that agency. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Dowden, for adoption. Proposal No. 668, 1994 was adopted on the following roll call vote; viz:

- 24 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Jimison, Jones, McClamroch, Moriarty Adams, Mullin, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
- 2 NAYS: *Hinkle, Ruhmkorff*
- 3 NOT VOTING: *Giffin, Golc, Rhodes*

Proposal No. 668, 1994 was retitled FISCAL ORDINANCE NO. 130, 1994 and reads as follows:

December 12, 1994

CITY-COUNTY FISCAL ORDINANCE NO. 130, 1994

A FISCAL ORDINANCE amending the City-County Annual Budget for 1994 (City-County Fiscal Ordinance No. 70, 1993) transferring and appropriating an additional Eight Thousand Dollars (\$8,000) in the County General Fund for purposes of the Marion County Public Defender Agency and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (w) of the City-County Annual Budget for 1994, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Public Defender Agency to purchase new computers for use within that agency.

SECTION 2. The sum of Eight Thousand Dollars (\$8,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION COUNTY PUBLIC DEFENDER AGENCY</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	<u>8,000</u>
TOTAL INCREASE	8,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>MARION COUNTY PUBLIC DEFENDER AGENCY</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	<u>8,000</u>
TOTAL DECREASE	8,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 531, 1994. Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal No. 531, 1994 on December 9, 1994. The proposal amends the Code by authorizing a passenger and material loading zone for One Penn Partners on Washington Street (District 16). By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Gilmer moved, seconded by Councillor Brents, for adoption. Proposal No. 531, 1994, as amended, was adopted on the following roll call vote; viz:

27 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Golc, Gray, Jimison, Jones, McClamroch, Moriarty Adams, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:
2 NOT VOTING: *Gilmer, Hinkle*

Proposal No. 531, 1994, as amended, was retitled GENERAL ORDINANCE NO. 165, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 165, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana". Sec. 29-331. Passenger and material loading zones.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-331, Passenger and material loading zone, be, and the same is hereby amended by the addition of the following, to wit:

Washington Street, from
a point 112 feet east of Pennsylvania Street
to a point 143 feet east of Pennsylvania Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, and 670, 1994. Councillor Gilmer discussed these proposals together. PROPOSAL NO. 638, 1994. The proposal amends the Code by authorizing stop signs for the Maple Glen subdivision (District 24). PROPOSAL NO. 639, 1994. The Proposal amends the Code by authorizing stop signs for Guion Lakes subdivision (District 9). PROPOSAL NO. 640, 1994. The proposal amends the Code by authorizing stop signs for the Shadow Ridge subdivision (District 4). PROPOSAL NO. 641, 1994. The proposal amends the Code by authorizing intersection controls for Liberty Creek subdivision (District 1). PROPOSAL NO. 642, 1994. The proposal amends the Code by authorizing a multi-way stop at Moore Road and 88th Street (District 1). PROPOSAL NO. 643, 1994. The proposal amends the Code by authorizing a multi-way stop at 13th Street and Downey Avenue (District 15). PROPOSAL NO. 644, 1994. The proposal amends the Code by authorizing a multi-way stop at County Line Road East and 56th Street (District 5). PROPOSAL NO. 645, 1994. The proposal amends the Code by authorizing a multi-way stop at Waldemere Avenue and Chelsea Road (District 19). PROPOSAL NO. 646, 1994. The proposal amends the Code by authorizing a multi-way stop at Burke Street and Conaroe Street (District 19). PROPOSAL NO. 647, 1994. The proposal amends the Code by authorizing a multi-way stop at Layman Avenue, 40th Street and Ritter Avenue (District 14). PROPOSAL NO. 648, 1994. The proposal amends the Code by authorizing a multi-way stop at Arabian Run and West 48th Street (District 9). PROPOSAL NO. 649, 1994. The proposal amends the Code by authorizing stop signs at Legrande Avenue and Hobart Road and at Legrande Avenue and Nolan Avenue (District 21). PROPOSAL NO. 650, 1994. The proposal amends the Code by authorizing a multi-way stop at Ritter Avenue, Connection Avenue and Troy Avenue (Districts 13, 23). PROPOSAL NO. 670, 1994. The proposal amends the Code by authorizing a multi-way stop at Bancroft Avenue and Walnut Street (District 15). Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal Nos. 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, and 670, 1994 on December 9, 1994. By 5-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Short, for adoption. Proposal Nos. 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, and 670, 1994 were adopted on the following roll call vote; viz:

29 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty Adams, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:

Proposal No. 638, 1994 was retitled GENERAL ORDINANCE NO. 166, 1994 and reads as follows:

December 12, 1994

CITY-COUNTY GENERAL ORDINANCE NO. 166, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
40, Pg. 3	Blackstone Av/ Jekyll Ct	Blackstone Av	Stop
40, Pg. 3	Blackstone Av/ St. Simons Ct	St. Simons Ct	Stop
40, Pg. 3	Brunswick Av/ Gray Rd	Gray Rd	Stop
40, Pg. 3	Brunswick Av/ Sapelo Dr	None	All Way Stop
40, Pg. 3	Brunswick Av, St. Simons Dr, Maple Manor Dr	Brunswick Av	Stop
40, Pg. 11	Maple Manor Dr/ Sapelo Dr	Maple Manor Dr	Stop
40, Pg. 12	Sapelo Dr/ St. Simons Ct	St. Simons Ct	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 639, 1994 was retitled GENERAL ORDINANCE NO. 167, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 167, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9, Pg. 6	Guion Lakes Dr, Lakefield Dr, Guion Lakes Ter	Guion Lakes Dr	Stop
9, Pg. 6	Guion Lakes Dr, Guion Lakes Blvd	None	All Way Stop
9, Pg. 6	Guion Lakes Dr, Lakefield Ct	Guion Lakes Dr	Stop

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9, Pg. 6	Guion Lakes Dr, Lakefield Trace	Guion Lakes Dr	Stop
9, Pg. 6	Guion Lakes Blvd, Guion Rd	Guion Rd	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 640, 1994 was retitled GENERAL ORDINANCE NO. 168, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 168, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6, Pg. 2	Bean Blossom Cir, Salt Fork Way	Salt Fork Way	Yield
6, Pg. 9	Flat Rock Ct, Stonebranch Dr E	Stonebranch Dr E	Yield
6, Pg. 13	Pocket Hollow Ct, Stonebranch Dr S	Stonebranch Dr S	Yield
6, Pg. 14	Stonebranch, Dr N, Wade Hill Ct	Stonebranch DR N	Yield

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6, Pg. 2	Bean Blossom Cir, Salt Fork Way	Salt Fork Way	Stop
6, Pg. 9	Flat Rock Ct, Stonebranch Dr E	Stonebranch Dr E	Stop
6, Pg. 13	Pocket Hollow Ct, Stonebranch Dr S	Stonebranch Dr S	Stop
6, Pg. 14	Stonebranch, Dr N, Wade Hill Ct	Stonebranch DR N	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 641, 1994 was retitled GENERAL ORDINANCE NO. 169, 1994 and reads as follows:

December 12, 1994

CITY-COUNTY GENERAL ORDINANCE NO. 169, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9, Pg. 4	Vicksburg Dr, Pillory Pl	Vicksburg Dr	Stop
9, Pg. 4	Vicksburg Dr, Macbeth Way	Vicksburg Dr	Stop
9, Pg. 4	Vicksburg Dr, Polonius Dr	Vicksburg Dr	Stop
9, Pg. 4	Vicksburg Dr, Petersburg Pkwy	Vicksburg Dr	Stop
9, Pg. 1	Petersburg Pkwy Bonie Dr	Petersburg Pkwy	Stop
9, Pg. 4	Petersburg Pkwy Portillo Pl	Petersburg Pkwy	Stop
9, Pg. 1	Petersburg Pkwy Ann Marie Way	Petersburg Pkwy	Stop
9, Pg. 4	Petersburg Pkwy Volunteer Dr	Petersburg Pkwy	Yield
9, Pg. 5	Terrytown Pkwy, Vicksburg Dr	Terrytown Pkwy	Stop
9, Pg. 4	Terrytown Pkwy, Porterwood Pl	Terrytown Pkwy	Stop
9, Pg. 4	Terrytown Pkwy, Rains Ln	Terrytown Pkwy	Stop
9, Pg. 3	King Lear Dr, Tybalt Ln	King Lear Dr	Stop
9, Pg. 3	King Lear Dr, King Lear Ct	King Lear Dr	Stop
9, Pg. 3	King Lear Dr, Macbeth Way	King Lear Dr	Stop
9, Pg. 3	King Lear Dr, Jester Ct	King Lear Dr	Stop
9, Pg. 3	King Lear Dr, Tybalt Ct	King Lear Dr	Yield
9, Pg. 3	King Lear Dr, Macbeth Ct	King Lear Dr	Yield

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9, Pg. 4	Pillory Pl, Porterwood Pl	Pillory Pl	Stop
9, Pg. 4	Pillory Pl, Rains Ln	Pillory Pl	Stop
9, Pg. 4	Porterwood Pl, Porterwood Ct	Porterwood Pl	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 642, 1994 was retitled GENERAL ORDINANCE NO. 170, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 170, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
1, Pg. 3	Moore Rd, 88th St	Moore Rd	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
1, Pg. 3	Moore Rd, 88th St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 643, 1994 was retitled GENERAL ORDINANCE NO. 171, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 171, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26, Pg. 15	Downey Av, 13th St	13th St	Stop

December 12, 1994

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26, Pg. 15	Downey Av, 13th St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 644, 1994 was retitled GENERAL ORDINANCE NO. 172, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 172, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
14, Pg. 1	County Line Rd E, 56th St	County Line Rd E	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
14, Pg. 1	County Line Rd E, 56th St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 645, 1994 was retitled GENERAL ORDINANCE NO. 173, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 173, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
30, Pg. 4	Waldemere Av, Chelsea Rd	Chelsea Rd	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
30, Pg. 4	Waldemere Av, Chelsea Rd	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 646, 1994 was retitled GENERAL ORDINANCE NO. 174, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 174, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
29, Pg. 2	Burke St, Conaroe St	Burke St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
29, Pg. 2	Burke St, Conaroe St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 647, 1994 was retitled GENERAL ORDINANCE NO. 175, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 175, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
19, Pg. 18	Layman Av, 40th St	40th St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

December 12, 1994

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
19, Pg. 18	Layman Av, 40th St, Ritter Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 648, 1994 was retitled GENERAL ORDINANCE NO. 176, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 176, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
I6, Pg. 1	Arabian Run, W. 48th St.	None	All Way Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 649, 1994 was retitled GENERAL ORDINANCE NO. 177, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 177, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
33, Pg. 13	Hobart Rd, Legrande Av	None	None
33, Pg. 14	Legrande Av, Nolan Av	None	None

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
33, Pg. 13	Hobart Rd, Legrande Av	Hobart Rd	Stop
33, Pg. 14	Legrande Av, Nolan Av	Legrande Av	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 650, 1994 was retitled GENERAL ORDINANCE NO. 178, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 178, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
33, Pg. 8	Ritter Av, Connection Av	Connection Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
33, Pg. 8	Ritter Av, Connection Av, Troy Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 670, 1994 was retitled GENERAL ORDINANCE NO. 179, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 179, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26, Pg. 4	Bancroft Av/ Walnut St	Bancroft Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26, Pg. 4	Bancroft Av/ Walnut St	None	All Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

December 12, 1994

PROPOSAL NOS. 652, 653, and 654, 1994. Councillor Gilmer discussed these proposals together. PROPOSAL NO. 652, 1994. The proposal amends the Code by authorizing parking restrictions for College Avenue, on the westside, from 11th Street to 700' north of 11th Street (District 22). PROPOSAL NO. 653, 1994. The proposal amends the Code by authorizing parking restrictions on Bayhead Drive from 34th Street to 38th Street (District 8). PROPOSAL NO. 654, 1994. The proposal amends the Code by authorizing parking restrictions on Ohio Street, on the southside, from Bellview Place to Mount Street; and on Mount Street, on the westside, from Ohio Street to 215 feet south of Ohio Street (District 17). Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal Nos. 652, 653, and 654, 1994 on December 9, 1994. By 5-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal Nos. 652, 653, and 654, 1994 were adopted on the following roll call vote; viz:

28 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty Adams, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Black

Proposal No. 652, 1994 was retitled GENERAL ORDINANCE NO. 180, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 180, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-267. Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

College Avenue, on the west side,
from Eleventh Street to 700 feet north of Eleventh Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 653, 1994 was retitled GENERAL ORDINANCE NO. 181, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 181, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-267. Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Bayhead Drive, on both sides,
from Thirty-fourth Street to Thirty-eight Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 654, 1994 was retitled GENERAL ORDINANCE NO. 182, 1994 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 182, 1994

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-270, Parking prohibited during specified hours on certain days.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-270, Parking prohibited during specified hours on certain days, be, and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS

from 8:00 a.m. to 9:30 a.m. and

from 3:00 p.m. to 4:30 p.m.

Ohio Street, on the southside,
from Bellview Place to Mount Street

Mount Street, on the westside,
from Ohio Street to a point 215 feet south of Ohio Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 669, 1994. Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal No. 669, 1994 on December 9, 1994. The proposal amends the Code by changing the name of the Department of Capital Asset Management to the Department of Engineering and changing the name of the Board of Capital Asset Management to the Board of Engineering. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Gilmer moved, seconded by Councillor O'Dell, to strike. Proposal No. 669, 1994 was stricken by a majority voice vote.

PROPOSAL NO. 634, 1994. Councillor Schneider moved, seconded by Councillor Short, to suspend the Rules of Council and hear Proposal No. 634, 1994 at this time. The motion carried by a majority voice vote. Councillor Schneider stated that Public Safety and Criminal Justice Committee heard Proposal No. 634, 1994 on December 7, 1994. The proposal is an appropriation from the County General Fund in the amount of \$2,180 for the Superior Court, Criminal Division, Room Six, to cover 1994 outstanding supply bills and to purchase supplies for Judge Carr Darden's replacement financed by transferring other appropriations for that court. By a 4-3 vote, the Committee reported the proposal to the Council with the recommendation that it be postponed. Since that time, it has been established that \$200 could be reduced from this proposal for stationery and other supplies. Councillor Schneider asked for consent to accept the proposal as amended. Consent was given. Councillor West asked if this money is for new letterhead for an interim judge. Mr. Engelking stated that the \$200 is for the purposes of prepositioning a purchase order that would buy letterhead for a new judge to be appointed. The remaining balance is to pay for already incurred supply bills. Councillor Schneider moved, seconded by Councillor Short, for adoption.

Proposal No. 634, 1994, as amended, was adopted on the following roll call vote; viz:

December 12, 1994

19 YEAS: Black, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Jimison, Jones, McClamroch, Moriarty Adams, Mullin, Rhodes, Schneider, SerVaas, Short, West, Williams
9 NAYS: Borst, Gilmer, Golc, Gray, Hinkle, O'Dell, Ruhmkorff, Shambaugh, Smith
1 NOT VOTING: Beadling

Proposal No. 634, 1994, as amended, was retitled FISCAL ORDINANCE NO. 131, 1994 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 131, 1994

A FISCAL ORDINANCE amending the City-County Annual Budget for 1994 (City-County Fiscal Ordinance No. 70, 1993) transferring and appropriating an additional One Thousand Nine Hundred Thirty Dollars (\$1,930) in the County General Fund for purposes of the Superior Court, Criminal Division, Room Six, and reducing certain other appropriations for that court.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (kk) of the City-County Annual Budget for 1994 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of the Superior Court, Criminal Division, Room Six, to pay outstanding bills in Character 02.

SECTION 2. The sum of One Thousand Nine Hundred Thirty (\$1,930) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>SUPERIOR COURT, CRIMINAL DIVISION, ROOM SIX</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	<u>1,930</u>
TOTAL INCREASE	1,930

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>SUPERIOR COURT, CRIMINAL DIVISION, ROOM SIX</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	1,359
4. Capital Outlay	<u>571</u>
TOTAL DECREASE	1,930

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor West moved, seconded by Councillor Schneider, to strike Proposal No. 432, 1994. The motion carried by a majority voice vote.

Councillor Schneider asked if the Council would like an update on the new baseball stadium lease that was heard in the Municipal Corporations Committee on December 5, 1994. Due to the late hour, the President requested Councillor Schneider to report on the baseball lease at the next Council meeting.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council has been completed, the Chair will now entertain motions for adjournment.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Carl Hindel. He respectfully asked the support of fellow Councillors. He further requested that the motion be

made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the family advising of this action. ' .

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:18 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 12th day of December, 1994.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Burt Serwaas

President

ATTEST:

Sullen Hart

Clerk of the Council

(SEAL)